IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
Appeal No.102 of 2007
In
Chamber Summons No.1578 of 2006
In
Execution Application No.306 of 2005
In
Summary Suit No.1827 of 2004

Smt.Minal Mahendrakumar Mehta. .. Appellant
Vs.
Mrs.Parvana Dara Mistry & Ors. .. Respondents
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S/Shri Minlind Vasudeo with S.A.Vaidya i/b Mrs.Seema K. Chopda for the Appellant.

Shri G.B.Kedia for Respondent No.1.

Shri A.J.Joshi for Respondent Nos.2 and 3.
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CORAM : R.M.S.KHANDEPARKAR &
DR.D.Y.CHANDRACHUD, JJ

DATED : 28TH FEBRUARY, 2007

P.C.

1. The learned advocate for Respondent No.1/ Original Plaintiff states that the judgment debtor has already paid the decretal amount, and therefore, Respondent No.1/Original Plaintiff is no more interested in seeking attachment of the property in question, and therefore, he has no objection for setting aside the order of attachment.

2. In view of the above statement on behalf of Respondent No.1/Original Plaintiff, which is accepted, it is not necessary to go into various points sought to be raised in the matter and while accepting the above statement, the impugned order dated 22nd January, 2007 is hereby set aside. Attachment of the property stands lifted.

3. With the above order, the appeal is disposed of, with no order as to costs.

(R.M.S.KHANDEPARKAR, J)

(DR.D.Y.CHANDRACHUD, J)